IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 497 OF 2004

SHRI GOVIND U.BHOBE,ASSAGOA-GOA. ....Petitioners

Versus

THE STATE OF GOA THROU'THE CHIEF SECRETARY & 5 ORS ....Respondents

Mr. V. A. Lawande, Advocate for the petitioner.

Mr. Guru Shirodkar, Additional Government Advocate for the respondents No.1 to 4.

Coram:- R. M. LODHA, J.

Date:- 14th September, 2005

P.C.

Heard Mr. V. A. Lawande, the learned Counsel for the petitioner. I perused the order dated 12.11.2003 passed by the Certifying Officer of Assagao Village at Mapusa, Bardez, Goa.

The writ petition does not deserve to be admitted for more than one reason. First, the impugned order is appealable under the Goa, Daman and Diu Land Revenue Code, 1968. The remedy of appeal is adequate and efficacious and does not deserve to be bypassed. The other is that the Certifying Officer, in his order observed that the sale deed dated 26.12.1973 cannot be said to relate to Survey Nos. 205/1, 208/1, 231/11 and 214/6 of Village Assagao, Bardez, Goa. There being serious dispute of title in respect of the said lands, it has to be adjudicated through the competent Court of civil jurisdiction.

The writ petition is, accordingly, dismissed in limine.

R. M. LODHA, J.